IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE EIGHTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 17711 of 2004

Between:

1 M/s.Akash Traders represented by its Proprietor, Soundhara Pandyan, s/o Ganapathi, r/o D.No.22-20/1, Telega Street, Saluru, Vizianagaram District.
2 P.G.Pandithan, s/o Priyadambi, M/s.Akash Traders, r/o D.No.22-20/1, Telega Street, Saluru, Vizianagaram District.

..... PETITIONERS

AND

1 Deputy Superintendent of Police, Parvathipuram, Vizianagaram District.
2 The Circle Inspector of Police, Police Station, Saluru Town, Vizianagaram District.
3 Sub-Inspector of Police, Police Station, Salur Town, Vizianagaram District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of writ of mandamus, declaring the action of the respondents in interfering day to day business of the petitioner i.e., M/s.Akash Traders, situated at D.No.22-20/1, Telaga Street, Saluru Vizianagaram District as illegal, arbitrary and without jurisdiction and consequently direct the respondents herein not to interfere with the petitioner's day to day business and grant such other order or orders.

Counsel for the Petitioner :MR. Y.ASHOK RAJ

Counsel for the Respondents 1 to 3: GP FOR HOME

The Court at the admission stage made the following order :

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.17711 OF 2004

ORAL ORDER :

This writ petition is filed seeking a declaration that the alleged action of the respondents in interfering with the day to day business activities of the petitioners' firm M/s. Akash Traders situated at Door No.22-20/1, Telega Street, Saluru, Vizianagaram as arbitrary and illegal.

On behalf of the respondents, the Sub-Inspector of Police Station, Vizianagaram District filed a counter-affidavit denying the allegations made by the petitioner and stating that at no point of time the respondents interfered with the business activities of the petitioners' firm and that no complaint has been received so far against the activities of the petitioners' firm and therefore the question of interference does not arise.

In view of what has been stated in the counter-affidavit, no adjudication deserves to be made on merits.

Accordingly, recording the statement of the respondents in their counter-affidavit, the Writ Petition is disposed of. No costs.

08th November, 2004.

Gbs

To

1 Deputy Superintendent of Police, Parvathipuram, Vizianagaram District.
2 The Circle Inspector of Police, Police Station, Saluru Town, Vizianagaram District.
3 Sub-Inspector of Police, Police Station, Salur Town, Vizianagaram District.

4.2CCs to G.P. for Home, High Court of AP Bldgs, Hyderabad (OUT).

5.2CD copies